

03-24-04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of:  
**Raymond Allan Pickup et al.**

Serial No.: 10/764,254

Filing Date: **January 23, 2004**

Title: **Tool for Applying Clips**

§  
§ Group Art Unit:  
§  
§ Examiner:  
§  
§  
§ Attny. Docket No. **075200.0101**  
§ Client Ref.: **RG-79US**

CERTIFICATE OF MAILING VIA EXPRESS MAIL

PURSUANT TO 37 C.F.R. § 1.10, I HEREBY CERTIFY THAT I HAVE INFORMATION AND A REASONABLE BASIS FOR BELIEF THAT THIS CORRESPONDENCE WILL BE DEPOSITED WITH THE U.S. POSTAL SERVICE AS EXPRESS MAIL POST OFFICE TO ADDRESSEE, ON THE DATE BELOW, AND IS ADDRESSED TO:

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SUBMISSION OF SUBSTITUTE DECLARATION

Dear Sir:

We enclose herewith a Declaration and Power of Attorney executed January 23, 2004. This document is to be filed with the referenced application as a **substitute** to the Declaration and Power of Attorney dated January 15, 2004, previously filed on January 23, 2004.

Respectfully submitted,

BAKER BOTTS L.L.P. (023640)

Date: March 23, 2004

By: *[Signature]*  
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ATTORNEYS FOR APPLICANTS

ATTORNEY DOCKET NO.  
075200.0101

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# DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; that I believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are listed below) of the subject matter which is claimed and for which a patent is sought on the invention or design entitled "Tool for Applying Clips" the specification of which (check one):

\_\_\_\_\_ is attached hereto; or

☒ was filed on 01-23-04 as

Application Serial No. 10/764,254

and was amended on \_\_\_\_\_ (if applicable);

that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above; and that I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

<u>Number</u>	<u>Country</u>	<u>Date Filed</u>	<u>Priority Claimed (Yes) (No)</u>
0117966.2	Great Britain	07/24/01	Yes

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56 which

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became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

<u>Application</u> <u>Serial Number</u>	<u>Date</u> <u>Filed</u>	<u>Status</u>
PCT/GB02/03290	July 17, 2002	Published

I hereby appoint the following:

Scott F. Partridge	Reg. No. 28,142
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Mitchell D. Lukin	Reg. No. 30,772
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My T. Pham	Reg. No. 51,158

all of the firm of Baker Botts L.L.P., my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international patent applications filed thereon before any international authorities.

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Atty. Docket No. 075200.0101

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States

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Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of first inventor

RAYMOND ALLAN PICKUP

Inventor's Signature

Date

23 January 04

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